

MONDAY, MAY 16, 2011

THIRTY-FIFTH LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 6:00 p.m., and was called to order by Mr. Speaker Ramsey.

PRAYER

The proceedings were opened with prayer by Senator Roberts.

PLEDGE OF ALLEGIANCE

Senator Roberts led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 32

Senators present were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

COMMUNICATION

May 16, 2011

The Honorable Ron Ramsey
Speaker of the Senate
One Legislative Plaza
Nashville, Tennessee 37243

Dear Speaker Ramsey:

This is to request your excuse for my absence from Session today, May 16, 2011. Due to the unexpected death this weekend of my law firm partner, I will be unable to attend.

I appreciate your consideration of this request.

Sincerely,

/s/ Jim Kyle

APPROVED: Lieutenant Governor
Ron Ramsey

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REFERRAL OF BILLS

Mr. Speaker Ramsey announced he had referred the following Senate Bills to the Committee on Delayed Bills: **Senate Bills Nos. 2114 and 2117.**

REPORT OF COMMITTEE ON DELAYED BILLS

Pursuant to Rule 27, the following bills were reported out of Committee on Delayed Bills: Senate Bills Nos. 2114 and 2117.

RAMSEY, Chairperson
May 16, 2011

The Speaker announced that he had referred Senate Bills Nos. 2114 and 2117 to the Clerk's desk.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 2114 and 2117** be passed on first consideration, which motion prevailed.

INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

Senate Bill No. 2114 by Senator Finney.

Unemployment Compensation -- As introduced, extends certain period relating to eligibility for unemployment compensation benefits in accord with option provided by Public Law 111-132. Amends TCA Title 50, Chapter 7.

Senate Bill No. 2117 by Senator Norris.

Bond Issues -- As introduced, authorizes the state to issue and sell bonds of up to \$150 million.

MOTION

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 37, 479, 587, 693, 694, 1008, 1267, 1631, 1671, 1920 and 1946** be passed on first consideration, which motion prevailed.

HOUSE BILLS ON FIRST CONSIDERATION

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

House Bill No. 37 -- Education -- As introduced, removes annual reporting requirement of the State Board of Education on the weight of textbooks. Amends TCA Title 49.

House Bill No. 479 -- Utilities, Utility Districts -- As introduced, authorizes a water utility district in the eastern portion of White County with over 1,000 customers to change the manner in which vacancies are filled and commissioners are selected. Amends TCA Title 7, Chapter 82.

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House Bill No. 587 -- Taxes, Hotel / Motel -- As introduced, authorizes Lexington, by ordinance adopted by a two-thirds vote, to levy an occupancy tax on the privilege of staying in any hotel or motel in Lexington; the ordinance to set the rate and further set forth the manner of collection and administration of the privilege tax. Amends TCA Title 67, Chapter 4, Part 14.

House Bill No. 693 -- Criminal Procedure -- As introduced, revises various provisions governing pretrial diversion. Amends TCA Title 40.

House Bill No. 694 -- Criminal Procedure -- As introduced, abolishes pretrial diversion and alters the definition of "qualified defendant" for probation purposes. Amends TCA Title 39; Title 40 and Title 41.

House Bill No. 1008 -- Revenue, Dept. of -- As introduced, authorizes the issuance of revenue or letter rulings on an expedited basis; allows the commissioner to determine a reasonable fee for such service. Amends TCA Title 67, Chapter 1, Part 1.

House Bill No. 1267 -- Insurance Companies, Agents, Brokers, Policies -- As introduced, requires limited lines licensure for the sale or offer of coverage under a policy of portable electronics insurance. Amends TCA Title 56.

House Bill No. 1631 -- Schools, Home -- As introduced, makes various changes to home school requirements, including testing requirements for home school students. Amends TCA Section 49-6-3050.

House Bill No. 1671 -- Animal Control -- As introduced, prohibits local governments from placing restrictions on the keeping of honeybees in hives. Amends TCA Title 44, Chapter 15.

House Bill No. 1920 -- Civil Procedure -- As introduced, amends the requirement of advertisement for judicial or trust sales to one publication in the county where the sale is to be made and alters the description required in such advertisement. Amends TCA Title 35, Chapter 5.

House Bill No. 1946 -- Criminal Offenses -- As enacted, provides that person who commits theft of services may be required to perform debris removal, cleanup, restoration or other necessary physical labor at the location within the area affected by a disaster or emergency, if the offense occurred: during or within 30 days following the occurrence of a tornado, flood, fire, or other disaster or emergency; within the area affected by the disaster or emergency; and when, as a result of the disaster or emergency, the owner of the property taken, or the person charged with custody of the property, is unable to adequately guard, secure or protect the property from theft. Amends TCA Title 39, Chapter 14 and Title 40.

MOTION

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 370 through 394** be passed on first consideration and lie over, which motion prevailed.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 370 by Senator Overbey.
Memorials, Interns -- Lochie Elizabeth Landolt.

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Senate Joint Resolution No. 371 by Senator Marrero.

Memorials, Congratulations -- Booker T. Washington High School, 2011 Race to the Top Commencement Challenge winner.

Senate Joint Resolution No. 372 by Senator Ford.

Memorials, Congratulations -- Booker T. Washington High School, 2011 Race to the Top Commencement Challenge winner.

Senate Joint Resolution No. 373 by Senator Berke.

Memorials, Interns -- Katheryn Anderson.

Senate Joint Resolution No. 374 by Senator Roberts.

Memorials, Academic Achievement -- Lindsay Alanna Doss, Salutatorian, Gallatin High School.

Senate Joint Resolution No. 375 by Senator Roberts.

Memorials, Academic Achievement -- Amelia Marie Elizabeth Mimms, Valedictorian, Gallatin High School.

Senate Joint Resolution No. 376 by Senator Roberts.

Memorials, Academic Achievement -- Darrian MacKenzie Bruce, Valedictorian, Gallatin High School.

Senate Joint Resolution No. 377 by Senator Roberts.

Memorials, Academic Achievement -- Morghan Victoria Parker, Valedictorian, Portland High School.

Senate Joint Resolution No. 378 by Senator Roberts.

Memorials, Academic Achievement -- Kelsey Cheyenne Porter, Salutatorian, Portland High School.

Senate Joint Resolution No. 379 by Senator Ketron.

Memorials, Interns -- Nikita Lea Graham.

Senate Joint Resolution No. 380 by Senator Overbey.

Memorials, Retirement -- Herb Handly.

Senate Joint Resolution No. 381 by Senator Herron.

Memorials, Retirement -- Reverend Rick Kirchoff.

Senate Joint Resolution No. 382 by Senator Herron.

Memorials, Academic Achievement -- Hunter James Martin, Salutatorian, Greenfield High School.

Senate Joint Resolution No. 383 by Senator Herron.

Memorials, Academic Achievement -- Ryan Wesley Clark, Valedictorian, Greenfield High School.

Senate Joint Resolution No. 384 by Senator Herron.

Memorials, Sports -- Lake County High School boys' basketball team, TSSAA Class A State Champions.

Senate Joint Resolution No. 385 by Senator Herron.

Memorials, Academic Achievement -- Derek Hoyt Giffin, Salutatorian, South Fulton High School.

Senate Joint Resolution No. 386 by Senator Herron.

Memorials, Academic Achievement -- Paxton Kimber Sisson, Valedictorian, South Fulton High School.

Senate Joint Resolution No. 387 by Senator Herron.

Memorials, Death -- Alfred Martin Creswell.

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Senate Joint Resolution No. 388 by Senator Barnes.

Memorials, Academic Achievement -- Kelsi Breanna Clark, Valedictorian, Houston County High School.

Senate Joint Resolution No. 389 by Senator Barnes.

Memorials, Academic Achievement -- Mariana Maka-Renee Hagler, Valedictorian, Houston County High School.

Senate Joint Resolution No. 390 by Senator Barnes.

Memorials, Academic Achievement -- Chelsea Brooke Spurgeon, Valedictorian, Houston County High School.

Senate Joint Resolution No. 391 by Senator Barnes.

Memorials, Academic Achievement -- Lindsey Danielle Wyatt, Salutatorian, Houston County High School.

Senate Joint Resolution No. 392 by Senator Barnes.

Memorials, Academic Achievement -- Piper Danielle Black, Valedictorian, Houston County High School.

Senate Joint Resolution No. 393 by Senator Barnes.

Memorials, Academic Achievement -- Brooke Nicole Torres, Valedictorian, Houston County High School.

Senate Joint Resolution No. 394 by Senator Barnes.

Memorials, Academic Achievement -- Clarissa Belle Pulley, Valedictorian, Houston County High School.

MOTION

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 428 through 432, 434, 437, 440 and 444; Senate Joint Resolutions Nos. 356 and 358 through 369; and Senate Resolution No. 48** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

RESOLUTIONS LYING OVER

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

House Joint Resolution No. 428 -- Memorials, Personal Occasion -- Bill and Peggy Locher, 50th wedding anniversary.

The Speaker announced that he had referred House Joint Resolution No. 428 to the Committee on Calendar.

House Joint Resolution No. 429 -- Memorials, Recognition -- Martinrea Fabco, Robertson County Chamber of Commerce Industry of the Year.

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The Speaker announced that he had referred House Joint Resolution No. 429 to the Committee on Calendar.

House Joint Resolution No. 430 -- Memorials, Recognition -- Honeysuckle Hill Farm, Robertson County Chamber of Commerce Business of the Year.

The Speaker announced that he had referred House Joint Resolution No. 430 to the Committee on Calendar.

House Joint Resolution No. 431 -- Memorials, Public Service -- Tom Trapp, 2011 Robertson County Chamber of Commerce Volunteer of the Year.

The Speaker announced that he had referred House Joint Resolution No. 431 to the Committee on Calendar.

House Joint Resolution No. 432 -- Memorials, Recognition -- Youth Leadership Robertson County, Class of 2011.

The Speaker announced that he had referred House Joint Resolution No. 432 to the Committee on Calendar.

House Joint Resolution No. 434 -- Memorials, Recognition -- Sam Davis Lodge No. 661 of the Free and Accepted Masons, 100th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 434 to the Committee on Calendar.

House Joint Resolution No. 437 -- Memorials, Recognition -- Leadership Robertson, Class of 2011.

The Speaker announced that he had referred House Joint Resolution No. 437 to the Committee on Calendar.

House Joint Resolution No. 440 -- Memorials, Recognition -- Charles W. Bone.

The Speaker announced that he had referred House Joint Resolution No. 440 to the Committee on Calendar.

House Joint Resolution No. 444 -- Memorials, Retirement -- Michael E. McIntyre.

The Speaker announced that he had referred House Joint Resolution No. 444 to the Committee on Calendar.

Senate Joint Resolution No. 356 -- General Assembly, Confirmation of Appointment -- Andre K. Fowlkes, Tennessee regulatory authority.

The Speaker announced that he had referred Senate Joint Resolution No. 356 to the Committee on Commerce, Labor and Agriculture.

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Senate Joint Resolution No. 358 -- Memorials, Death -- Adrion Baird.

The Speaker announced that he had referred Senate Joint Resolution No. 358 to the Committee on Calendar.

Senate Joint Resolution No. 359 -- Memorials, Death -- Edna Brashears Gibson.

The Speaker announced that he had referred Senate Joint Resolution No. 359 to the Committee on Calendar.

Senate Joint Resolution No. 360 -- Naming and Designating -- "James 'Moe' Haralson Health and Physical Fitness Center", gymnasium at Tennessee School for the Blind.

The Speaker announced that he had referred Senate Joint Resolution No. 360 to the Committee on Calendar.

Senate Joint Resolution No. 361 -- Memorials, Death -- Selma Shapiro.

The Speaker announced that he had referred Senate Joint Resolution No. 361 to the Committee on Calendar.

Senate Joint Resolution No. 362 -- Memorials, Recognition -- Westview High School cheerleaders, UCA National Champions.

The Speaker announced that he had referred Senate Joint Resolution No. 362 to the Committee on Calendar.

Senate Joint Resolution No. 363 -- Memorials, Academic Achievement -- Daniel Klingenberg, Valedictorian, Henry County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 363 to the Committee on Calendar.

Senate Joint Resolution No. 364 -- Memorials, Academic Achievement -- Corey Douglas Schaal, Salutatorian, Henry County High School.

The Speaker announced that he had referred Senate Joint Resolution No. 364 to the Committee on Calendar.

Senate Joint Resolution No. 365 -- Memorials, Academic Achievement -- Katelyn Mackenzie Arnold, Salutatorian, Camden Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 365 to the Committee on Calendar.

Senate Joint Resolution No. 366 -- Memorials, Academic Achievement -- Taylor Douglas, Valedictorian, Camden Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 366 to the Committee on Calendar.

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Senate Joint Resolution No. 367 -- Memorials, Death -- Tennessee State Trooper Andrew "Andy" Thomas Wall.

The Speaker announced that he had referred Senate Joint Resolution No. 367 to the Committee on Calendar.

Senate Joint Resolution No. 368 -- Memorials, Academic Achievement -- Amy Chapman, Salutatorian, Heritage Christian Academy.

The Speaker announced that he had referred Senate Joint Resolution No. 368 to the Committee on Calendar.

Senate Joint Resolution No. 369 -- Memorials, Death -- Duren Cheek.

The Speaker announced that he had referred Senate Joint Resolution No. 369 to the Committee on Calendar.

Senate Resolution No. 48 -- Memorials, Death -- Mary Irene Pieratt Plumlee.

The Speaker announced that he had referred Senate Resolution No. 48 to the Committee on Calendar.

MOTION

Senator Finney moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 419**, out of order, which motion prevailed.

INTRODUCTION OF RESOLUTION

Senate Joint Resolution No. 419 by Senator Kyle.
Memorials, Death -- William D. Domico.

On motion of Senator Finney, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 419** was adopted by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 1

Senate Joint Resolution No. 331 -- Memorials, Public Service -- Linda W. Knight and Dianne F. Neal.

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Senate Joint Resolution No. 332 -- Memorials, Academic Achievement -- Josh Plumlee, Valedictorian, Trousdale County High School.

Senate Joint Resolution No. 333 -- Memorials, Academic Achievement -- Mitch Merryman, Salutatorian, Trousdale County High School.

Senate Joint Resolution No. 334 -- Memorials, Academic Achievement -- Aaron Hurley, Valedictorian, The Phoenix School.

Senate Joint Resolution No. 335 -- Memorials, Personal Occasion -- Addine Dow, 100th birthday.

Senate Joint Resolution No. 336 -- Memorials, Recognition -- McKenzie Elementary School, Bronze Award in HealthierUS School Challenge.

Senate Joint Resolution No. 337 -- Memorials, Recognition -- Johnson City Senior Center, 50 years of service.

Senate Joint Resolution No. 338 -- Memorials, Academic Achievement -- Taylor Monique Jackson, Salutatorian, Trezevant High School.

Senate Joint Resolution No. 339 -- Memorials, Academic Achievement -- Everett Stricklen, Valedictorian, Trezevant High School.

Senate Joint Resolution No. 340 -- Memorials, Academic Achievement -- Karina Chavez, Salutatorian, Craigmont High School.

Senate Joint Resolution No. 341 -- Memorials, Academic Achievement -- Trenton Devon Ellis, Valedictorian, Craigmont High School.

Senate Joint Resolution No. 342 -- Memorials, Academic Achievement -- Eliza Roberts, Salutatorian, Ridgeway High School.

Senate Joint Resolution No. 343 -- Memorials, Academic Achievement -- Melanie Rose Egerman, Valedictorian, Ridgeway High School.

House Joint Resolution No. 394 -- Memorials, Professional Achievement -- John Creasy, 2011 Sumner County Teacher of the Year.

House Joint Resolution No. 395 -- Memorials, Interns -- Christian RayNe' Donaldson.

House Joint Resolution No. 396 -- Memorials, Recognition -- 160th Special Operations Aviation Regiment (Airborne).

House Joint Resolution No. 399 -- Memorials, Death -- Buford Delwin Lee.

House Joint Resolution No. 400 -- Memorials, Death -- Jimmy Tuberville.

House Joint Resolution No. 401 -- Memorials, Academic Achievement -- Mallory Gary, Salutatorian, Wooddale High School.

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House Joint Resolution No. 402 -- Memorials, Interns -- Dwayne Spearman.

House Joint Resolution No. 403 -- Memorials, Academic Achievement -- Bridgette Goodman, Salutatorian, Oakhaven High School.

House Joint Resolution No. 404 -- Memorials, Academic Achievement -- Daveesha Hogan, Valedictorian, Oakhaven High School.

House Joint Resolution No. 405 -- Memorials, Academic Achievement -- Tien Dao, Valedictorian, Wooddale High School.

House Joint Resolution No. 406 -- Memorials, Recognition -- Myron V. Johnson.

Senator Faulk moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

CONSENT CALENDAR NO. 2

Senate Bill No. 254 -- Criminal Offenses -- As introduced, provides that venue and territorial jurisdiction for the offense of identity theft may be where the victim resides or is located. Amends TCA Title 38; Title 39 and Title 40.

On motion, Senate Bill No. 254 was made to conform with **House Bill No. 151**.

On motion, House Bill No. 151, on same subject, was substituted for Senate Bill No. 254.

Senate Bill No. 403 -- Criminal Procedure -- As introduced, provides that venue for the prosecution of the offense of promotion of methamphetamine manufacture is proper in any county in which a drug or chemical used to produce meth or an immediate meth precursor is purchased. Amends TCA Title 39, Chapter 17, Part 4.

On motion, Senate Bill No. 403 was made to conform with **House Bill No. 860**.

On motion, House Bill No. 860, on same subject, was substituted for Senate Bill No. 403.

Senate Bill No. 706 -- Tort Liability and Reform -- As introduced, includes certain nonprofit entities in Davidson County which operate in conjunction with a metropolitan hospital authority within the definition of "governmental entity" in the "Governmental Tort Liability Act". Amends TCA Title 29.

On motion, Senate Bill No. 706 was made to conform with **House Bill No. 1755**.

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On motion, House Bill No. 1755, on same subject, was substituted for Senate Bill No. 706.

Senate Bill No. 754 -- Criminal Offenses -- As introduced, provides that aggravated criminal trespass is also committed if the trespasser destroys or vandalizes a gate, fence, lock or other barrier in order to gain entrance to the property. Amends TCA Title 39, Chapter 14, Part 4.

On motion, Senate Bill No. 754 was made to conform with **House Bill No. 583**.

On motion, House Bill No. 583, on same subject, was substituted for Senate Bill No. 754.

Senate Bill No. 755 -- Criminal Offenses -- As introduced, changes the sentence for the offense of rape of a child from a minimum of 25 years to a minimum Range II sentence; permits a Range III sentence to be imposed if appropriate. Amends TCA Title 39 and Title 40.

On motion, Senate Bill No. 755 was made to conform with **House Bill No. 696**.

On motion, House Bill No. 696, on same subject, was substituted for Senate Bill No. 755.

Senate Bill No. 1034 -- Labor -- As introduced, broadens scope of violence in the workplace laws. Amends TCA Title 20, Chapter 14.

On motion, Senate Bill No. 1034 was made to conform with **House Bill No. 1586**.

On motion, House Bill No. 1586, on same subject, was substituted for Senate Bill No. 1034.

Senate Bill No. 1048 -- Taxes, Privilege -- As introduced, clarifies that a holder of an indebtedness has a duty to collect the tax imposed on the recordation of evidence of the indebtedness and to remit the tax as required by law. Amends TCA Section 67-4-409.

On motion, Senate Bill No. 1048 was made to conform with **House Bill No. 1924**.

On motion, House Bill No. 1924, on same subject, was substituted for Senate Bill No. 1048.

Senate Bill No. 1149 -- Child Abuse -- As introduced, allows a court to prohibit any person convicted of child abuse or aggravated child abuse from contacting such person's victim if the person does not have any parental rights to such victim, including contact via electronic means. Amends TCA Title 38; Title 39; Title 40 and Title 41.

On motion, Senate Bill No. 1149 was made to conform with **House Bill No. 1329**.

On motion, House Bill No. 1329, on same subject, was substituted for Senate Bill No. 1149.

Senate Bill No. 1186 -- Civil Procedure -- As introduced, revises provisions for auctioneer's fee at judicial sales of real or personal property. Amends TCA Section 35-5-112.

On motion, Senate Bill No. 1186 was made to conform with **House Bill No. 1858**.

On motion, House Bill No. 1858, on same subject, was substituted for Senate Bill No. 1186.

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Senate Bill No. 1270 -- Alcohol Offenses, Motor Vehicles -- As introduced, permits an officer to test the blood alcohol content of certain drivers regardless of whether they consent. Amends TCA Title 39; Title 40 and Title 55.

On motion, Senate Bill No. 1270 was made to conform with **House Bill No. 715**.

On motion, House Bill No. 715, on same subject, was substituted for Senate Bill No. 1270.

Senate Bill No. 1334 -- Industrial Development -- As introduced, authorizes industrial development corporations located in municipalities in which urban brownfield redevelopment projects are located to prepare and submit economic impact plans for the development of such projects. Amends TCA Title 7, Chapter 53.

Senate Bill No. 1788 -- Sports -- As introduced, specifies that a person does not compromise their amateur status for purposes of the "Tennessee Athletic Commission Act of 2008" by competing in an event held by a sanctioned olympic organization. Amends TCA Title 68, Chapter 115.

Senate Joint Resolution No. 315 -- General Assembly, Confirmation of Appointment -- Robert N. Hibbett, Tennessee Claims Commission.

House Joint Resolution No. 129 -- Naming and Designating -- Designates Room 16A, Legislative Plaza as the "Ron Campbell Radio Broadcast Room".

Senator Faulk moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 221 -- Constitutional Amendments -- Proposes additional language in Article II, Section 28 to explicitly prohibit the general assembly from levying, authorizing or otherwise permitting any state or local tax upon payroll or earned personal income or any state or local tax measured by payroll or earned personal income.

Senator Kelsey moved that the Clerk read the resolution, which motion prevailed.

The Clerk read the resolution.

Thereupon, Mr. Speaker Ramsey declared pursuant to Article XI, Section 3, **Senate Joint Resolution No. 221** had been read.

Senate Bill No. 1658 -- Sheriffs -- As introduced, authorizes person to be candidate for sheriff upon being certified as completing functional equivalent training as is provided by P.O.S.T. commission, as alternative to present requirement of P.O.S.T. certification or examination. Amends TCA Title 8, Chapter 8, Part 1 and Title 38, Chapter 8, Part 1.

On motion, Senate Bill No. 1658 was made to conform with **House Bill No. 1190**.

On motion, House Bill No. 1190, on same subject, was substituted for Senate Bill No. 1658.

Senator Beavers moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all of the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 8-8-102, is amended by deleting the section in its entirety and substituting instead the following:

(a) After May 30, 1997, to qualify for election or appointment to the office of sheriff a person shall:

- (1) Be a citizen of the United States;
- (2) Be at least twenty-five (25) years of age prior to the date of qualifying for election;
- (3) Be a qualified voter of the county and a resident of the county for one (1) full year prior to the date of the qualifying deadline for running as a candidate for sheriff;
- (4) Have obtained a high school diploma or its equivalent in educational training as recognized by the Tennessee State Board of Education;
- (5) Not have been convicted of or pleaded guilty to or entered a plea of nolo contendere to any misdemeanor crime of domestic violence or any felony charge or violation of any federal or state laws or city ordinances relating to force, violence, theft, dishonesty, gambling, liquor or controlled substances;
- (6) Be fingerprinted and have the Tennessee Bureau of Investigation make a search of local, state and federal fingerprint files for any criminal record. Fingerprints are to be taken under the direction of the Tennessee Bureau of Investigation. It shall be the responsibility of the Tennessee Bureau of Investigation to forward all criminal history results to the peace officer standards and training commission for evaluation of qualifications;
- (7) Not have been released, separated or discharged from the Armed Forces of the United States with a dishonorable or bad conduct discharge, or as a consequence of conviction at court martial for either state or federal offenses;

(8) Have been certified by a Tennessee licensed healthcare provider qualified in the psychiatric or psychological fields as being free from any disorder, as set forth in the current edition of the *Diagnostic and Statistical Manual of Mental Disorders*, Third Edition (DSM III) or its successor, of the American Psychiatric Association, at the time of the examination, that would, in the professional judgment of the examiner, impair the subject's ability to perform any essential function of the job; and

(9)(A) Except as provided in subdivision (B), have at least three (3) years of full-time experience as a peace officer standards and training commission certified law enforcement officer in the previous ten (10) years or at least three (3) years of full-time experience as a state or federal certified law enforcement officer with training equivalent to that required by the peace officer standards and training commission in the previous ten (10) years; provided that any person holding the office of sheriff on the effective date of this act shall be deemed to have met the requirements of subdivision (9).

(B) Subdivision (9)(A) shall not apply in any county having a metropolitan form of government where the sheriff does not have full law enforcement powers.

(b)(1) Any person seeking the office of sheriff shall file with the peace officer standards and training commission, at least fourteen (14) days prior to the qualifying deadline, the following:

(A) An affidavit sworn to and signed by the candidate affirming that the candidate meets the requirements of this section; and

(B) A confirmation of psychological evaluation form certified by the psychologist/psychiatrist providing psychological evaluation as provided for in subdivision (a)(8) for the purposes of sheriff candidacy qualification. The form shall be developed by the peace officer standards and training commission and shall include the examining psychologist's/psychiatrist's license number and state of licensure. The form shall clearly state in bold face type directly above the signature line that a person who, with intent to deceive, makes any false statement on such application commits the offense of perjury pursuant to § 39-16-702. The form shall be made available by the peace officer standards and training commission upon request by any candidate for the office of sheriff.

(2) If such affidavit and form are not filed with the peace officer standards and training commission by the fourteenth day prior to the qualifying deadline for the office of sheriff, such candidate's name shall not be placed on the ballot. The peace officer standards and training commission shall have the authority to verify the validity of such affidavit and form.

(3)(A) The peace officer standards and training commission shall verify peace officer standards and training certification of any person seeking the office of sheriff to the extent subdivision (a)(9) requires such

person to have such certification. If the person does not have such certification on the date the person files the affidavit seeking to qualify as a candidate for the office of sheriff, the peace officer standards and training commission shall certify whether the person has the three (3) years of full-time experience as a peace officer standards and training commission certified law enforcement officer and whether the certification is current. If the candidate does not have a current certification, or if the person has the law enforcement experience as a state or federal law enforcement officer pursuant to subdivision (a)(9), then such candidate shall certify with the county election commission by the withdrawal deadline their exemption pursuant to such subdivision.

(B) The original notarized verification form from the peace officer standards and training commission shall be filed by the peace officer standards and training commission with the county election commission by the withdrawal deadline.

(C) If the peace officer standards and training commission or the candidate, as appropriate, has not certified to the county election commission by the withdrawal deadline a person seeking to qualify as a candidate for the office of sheriff as meeting the qualifications as provided for in this section, such person's name shall not appear on the ballot.

(D) In the event that a person seeks election to the office of sheriff by the county legislative body to fill a vacancy in office, such verification must be filed with the county clerk prior to the election.

(c)(1) Every person who is elected or appointed to the office of sheriff after May 30, 1997, shall, annually during the sheriff's term of office, complete forty (40) hours of in-service training appropriate for the rank and responsibilities of a sheriff. The training shall be approved by the peace officer standards and training commission. Any sheriff who does not fulfill the obligations of this annual in-service training shall lose the power of arrest.

(2) Every person who is elected to the office of sheriff after August 1, 2006, in a regular August general election for a four-year term, and is a first term sheriff, regardless of the person's previous law enforcement experience, must successfully complete the newly elected sheriffs' school prior to September 1 immediately following the person's election, and thereafter must successfully complete forty (40) hours of annual in-service training appropriate for the rank and responsibilities of a sheriff pursuant to subdivision (c)(1). The newly elected sheriffs' school shall be taught at the Tennessee law enforcement academy during the month of August, only in the years that elections for sheriffs are held. The curriculum shall be developed by the Tennessee law enforcement training academy in cooperation with the Tennessee sheriffs' association and must be approved by the peace officer standards and training commission. Any usual and customary cost associated with attending the newly elected sheriffs' school shall be paid by the county.

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Any such sheriff who does not fulfill the obligations of this training course shall lose the power of arrest. No fees collected for the sheriffs' school shall inure to the benefit of the Tennessee sheriffs' association.

SECTION 2. This act shall take effect on becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

On motion of Senator McNally, Amendment No. 2 was withdrawn.

On motion of Senator Finney, Amendment No. 3 was withdrawn.

Thereupon, **House Bill No. 1190**, as amended, passed its third and final consideration by the following vote:

Ayes	26
Noes	4

Senators voting aye were: Barnes, Bell, Berke, Burks, Crowe, Faulk, Ford, Gresham, Harper, Haynes, Henry, Johnson, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--26.

Senators voting no were: Beavers, Campfield, Finney and Kelsey--4.

A motion to reconsider was tabled.

Senate Bill No. 65 -- Public Health -- As introduced, requires addition of a screen for critical cyanotic congenital heart disease to the screen panel for newborns. Amends TCA Title 68.

Senator Crowe moved that Amendment No. 1 be placed behind Amendment No. 2, which motion prevailed.

Senator McNally moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 5, Part 5, is amended by adding the following as a new section:

68-5-507.

On or before, January 1, 2012, the genetic advisory committee is directed to develop a screening program for critical cyanotic congenital heart disease for the panel of screens authorized for newborns under § 68-5-504 that makes use of pulse oximetry.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 2 was adopted.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 65**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 164 -- Sunset Laws -- As introduced, extends the emergency medical services board, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 5.

On motion, Senate Bill No. 164 was made to conform with **House Bill No. 250**.

On motion, House Bill No. 250, on same subject, was substituted for Senate Bill No. 164.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (29) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Emergency medical services board, created by § 68-140-503;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 250**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

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Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 167 -- Sunset Laws -- As introduced, extends the council for hearing instrument specialists, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17, Part 2.

On motion, Senate Bill No. 167 was made to conform with **House Bill No. 247**.

On motion, House Bill No. 247, on same subject, was substituted for Senate Bill No. 167.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (24) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Council for hearing instrument specialists, created by § 63-17-202;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 247**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 168 -- Sunset Laws -- As introduced, extends the committee for clinical perfusionists, June 30, 2016. Amends TCA Title 4, Chapter 29 and Section 63-28-112.

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On motion, Senate Bill No. 168 was made to conform with **House Bill No. 246**.

On motion, House Bill No. 246, on same subject, was substituted for Senate Bill No. 168.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (22) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Committee for clinical perfusionists, created by § 63-28-112;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 246**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 170 -- Sunset Laws -- As introduced, extends the board of nursing, June 30, 2016; reduces maximum period a member may serve on the board, from 12 to eight consecutive years. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 7, Part 2.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (16) in its entirety.

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SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Board of nursing, created by § 63-7-201;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 170**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 171 -- Sunset Laws -- As introduced, extends the board of examiners for nursing home administrators, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16, Part 1.

On motion, Senate Bill No. 171 was made to conform with **House Bill No. 243**.

On motion, House Bill No. 243, on same subject, was substituted for Senate Bill No. 171.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (10) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Board of examiners for nursing home administrators, created by § 63-16-102;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 243**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 172 -- Sunset Laws -- As introduced, extends the board of examiners for architects and engineers, June 30, 2013. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 2, Part 2.

On motion, Senate Bill No. 172 was made to conform with **House Bill No. 242**.

On motion, House Bill No. 242, on same subject, was substituted for Senate Bill No. 172.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting Section 2 of the bill and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding a new subdivision thereto, as follows:

() Board of examiners for architects and engineers, created by § 62-2-201;

On motion, Amendment No. 2 was adopted.

Senator Watson moved that **House Bill No. 242**, as amended, be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 173 -- Sunset Laws -- As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2016. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1.

On motion, Senate Bill No. 173 was made to conform with **House Bill No. 241**.

On motion, House Bill No. 241, on same subject, was substituted for Senate Bill No. 173.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

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Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (8) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Board of dietitian/nutritionist examiners, created by § 63-25-106;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 241**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 175 -- Sunset Laws -- As introduced, extends the air pollution control board, June 30, 2012. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 201, Part 1.

On motion, Senate Bill No. 175 was made to conform with **House Bill No. 240**.

On motion, House Bill No. 240, on same subject, was substituted for Senate Bill No. 175.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (2) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding the following language as a new subdivision thereto, as follows:

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() Air pollution control board, created by § 68-201-104;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 240**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 206 -- Sunset Laws -- As introduced, extends the department of transportation, June 30, 2012. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3, Part 1.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-232(a), is amended by deleting subdivision (18) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-237(a), is amended by adding the following language as a new subdivision thereto, as follows:

() Department of transportation, created by § 4-3-101;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 206**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

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A motion to reconsider was tabled.

Senate Bill No. 224 -- Sunset Laws -- As introduced, extends the teacher evaluation advisory committee, June 30, 2012. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 1, Part 3.

On motion, Senate Bill No. 224 was made to conform with **House Bill No. 625**.

On motion, House Bill No. 625, on same subject, was substituted for Senate Bill No. 224.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 625** passed its third and final consideration by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

Senate Bill No. 1011 -- Criminal Procedure -- As introduced, revises various provisions governing pretrial diversion. Amends TCA Title 40.

On motion, Senate Bill No. 1011 was made to conform with **House Bill No. 693**.

On motion, House Bill No. 693, on same subject, was substituted for Senate Bill No. 1011.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 693** passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 1027 -- Insurance Companies, Agents, Brokers, Policies -- As introduced, requires limited lines licensure for the sale or offer of coverage under a policy of portable electronics insurance. Amends TCA Title 56.

Senator Ford declared Rule 13 on **Senate Bill No. 1027**.

Senator Tracy declared Rule 13 on **Senate Bill No. 1027**.

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On motion, Senate Bill No. 1027 was made to conform with **House Bill No. 1267**.

On motion, House Bill No. 1267, on same subject, was substituted for Senate Bill No. 1027.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

On motion of Senator McNally, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 1267** passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senate Bill No. 1095 -- Criminal Offenses -- As introduced, creates new felony criminal offense of "retail theft". Amends TCA Title 39, Chapter 14 and Title 40.

On motion, Senate Bill No. 1095 was made to conform with **House Bill No. 1946**.

On motion, House Bill No. 1946, on same subject, was substituted for Senate Bill No. 1095.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

On motion of Senator Beavers, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 1946** passed its third and final consideration by the following vote:

Ayes	31
Noes	0
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

Senator present and not voting was: Haynes--1.

A motion to reconsider was tabled.

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Senate Bill No. 1150 -- Child Abuse -- As introduced, establishes rebuttable presumption that returning an abused or neglected child to the custody of abusive or neglectful parent is not in the best interest of the child. Amends TCA Title 36, Chapter 6; Title 37 and Title 39, Chapter 15, Part 4.

On motion, Senate Bill No. 1150 was made to conform with **House Bill No. 1332**.

On motion, House Bill No. 1332, on same subject, was substituted for Senate Bill No. 1150.

On motion of Senator Beavers, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1332** passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 1262 -- Education, Higher -- As introduced, removes authorization of graduate students in audiology at public institutions of higher education to evaluate, prescribe and dispense hearing aids; removes prohibition on employees of hearing centers at public institutions of higher education serving private-practice patients in publicly owned facilities or referring patients to their own private practices. Amends TCA Title 49, Chapter 7, Part 27.

Senator Gresham moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 27, is amended by deleting the part in its entirety and by substituting instead the following:

49-7-2701.

(a) Notwithstanding any other law to the contrary, state public colleges and universities are permitted to establish and operate clinical and dispensary programs in speech pathology, speech therapy and audiology for the purpose of educating students and generating financial support necessary to operate and make necessary improvements to those programs.

(b) It is not the intent of the general assembly for such programs to compete directly with private hearing device retailers. Hearing centers operated and governed by public institutions of higher education shall not expand to operate satellite centers for the purpose of selling hearing aids, and

shall not advertise the sale of hearing aids through any form of mass media, including, but not limited to, newspapers, magazines, billboards, phone directories, television, radio or Internet, or through mass mailings, either printed or electronic. Such clinics and programs are permitted to receive patient referrals, to treat patients wishing to receive services from the college or university and to dispense hearing aids to such patients.

(c) Each public institution of higher education operating a hearing center shall, by September 15 of each year, provide a written report to the Tennessee Higher Education Commission and the Education Committees of the House of Representatives and the Senate. The report shall contain the following information relative to the prior year:

(A) The number of patients served;

(B) The number of patient-contact hours for which students received credit;

(C) The number of billed patient hours;

(D) The number of hearing aids dispensed to patients; and

(E) The revenues from clinical and dispensing operations.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 1262**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senate Bill No. 1476 -- Tennessee Emergency Management Agency (TEMA) -- As introduced, establishes job qualifications for directors of local emergency management agencies. Amends TCA Title 58.

On motion, Senate Bill No. 1476 was made to conform with **House Bill No. 544**.

On motion, House Bill No. 544, on same subject, was substituted for Senate Bill No. 1476.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 2 and substituting instead the following:

SECTION 2. Tennessee Code Annotated, Title 58, Chapter 2, Part 1, is amended by adding the following as a new section:

58-2-1__.

(a) As a prerequisite to receiving an offer of employment as the director of a local emergency management agency, the candidate shall provide evidence satisfactory to the CLEO that the applicant:

- (1) Is at least eighteen (18) years of age;
- (2) Is a citizen of the United States and of this state;
- (3) Is a high school graduate or possesses equivalency;
- (4) Has not been convicted or pled guilty to or entered a plea of nolo contendere to any felony charge;
- (5) Has a valid Tennessee driver license; and
- (6)(A) Has graduated and received a baccalaureate degree;
(B) Has graduated and received an associates degree and possesses at least two (2) years experience in an emergency management or related field;
(C) Possesses at least four (4) years experience in an emergency management or related field; or
(D) Is serving as director of a local emergency management agency on July 1, 2011.

(b) In addition to the requirements of subsection (a), any director of a local emergency management agency shall possess knowledge of the following subjects:

- (1) The principles and practices of emergency management;
- (2) Emergency management planning concepts;
- (3) Disaster response and the functions of government and private organizations;
- (4) Laws and regulations related to emergency operations; and
- (5) Working knowledge of computer operations and the operation of other basic office equipment.

(c) In addition to the requirements of subsections (a) and (b), any director of a local emergency management agency shall possess the skill and ability to perform tasks as defined by the county mayor, including, but not limited to, the following tasks:

(1) Plan, organize, assign, inspect, and direct the work of others;

(2) Evaluate situations and make coherent decisions;

(3) Express ideas clearly, concisely, and convincingly, both orally and in writing. This requirement includes the ability to communicate effectively under stressful conditions during emergency situations;

(4) Establish and maintain an effective working relationship with the public, businesses, industries, volunteers, and employees;

(5) Operate an emergency management response vehicle and communications equipment;

(6) Work from a mobile unit and outdoors in all types of weather conditions during emergency and simulated situations; and

(7) Direct the activities of a twenty-four hour, seven-day a week operation.

(d) A local emergency management agency director is under executive direction.

(e) A local emergency management agency director's responsibilities include, but are not limited to, the following:

(1) Coordinate and assist in the revision and update of the local emergency operations plan and field operating guides in conjunction with elected and appointed local government officials and private, volunteer, and civic organizations;

(2) Develop and manage the local agency's annual budget in accordance with local guidelines;

(3) Collect initial disaster intelligence information, extract essential elements of information, and prioritize use of critical resources;

(4) Prepare and transmit situation reports to TEMA as directed by state procedures;

(5) Assess the impact of major emergencies and initiate requests for declaration of emergency for the CLEO's signature;

(6) Serve as the focal point for damage assessment information and coordinate all relief activities through the CLEO and the regional and state emergency operations center;

(7) Promote and supervise the development of various emergency management related public education and information services, such as training programs, brochures, speaking opportunities, and media programs;

(8) Develop and maintain an emergency operations center to ensure direction, control, and continuity of local government during emergencies and disasters;

(9) Conduct hazardous analysis, capability assessment and vulnerability analysis, and make periodic updates to same. The director is "on call" for response to any type of disaster or major emergency; natural, manmade, or technological;

(10) Provide assistance to private sector organizations on issues pertaining to emergency management and homeland security;

(11) Provide resource coordination and technical assistance during major emergencies and disasters;

(12) Prepare after-action reports as required;

(13) Development and implementation of all activities relative to emergency management within the territorial limits of the emergency management area for which the director serves as director;

(14) Establish emergency management standards within the territorial limits of the emergency management area for which the director serves as director. This responsibility includes the development and implementation of activities which support the National Incident Management System (NIMS) to mitigate, prepare for, respond to, and recover from major emergencies, terrorist events, and disasters; and

(15) Perform other duties as directed by the CLEO.

(f) In addition to the duties and responsibilities enumerated in subsection (e), a local emergency management agency director shall:

(1) Complete FEMA Independent Study (IS) courses in a timely manner as required by TEMA and local guidelines;

(2) Within the first twenty-four (24) months of employment, or, in the case of a person who is serving as director of a local emergency management agency on July 1, 2011, by June 30, 2013, complete the TEMA hazardous materials operations level, damage assessment workshop, and any NIMS courses that are offered during that twenty-

four month period. If the TEMA hazardous materials operations level or damage assessment workshop is not offered during the first twenty-four (24) months of a director's term of employment, or, in the case of a person who is serving as director of a local emergency management agency on July 1, 2011, during the period of July 1, 2011, through June 30, 2013, the director shall take those courses at the earliest opportunity after the expiration of such time period. A director shall attend additional courses that are offered by TEMA as the director's time and schedule permit;

(3) Apply for emergency management professional certifications in a timely manner; and

(4) Independently maintain current knowledge of new technologies related to emergency management.

On motion, Amendment No. 1 was adopted.

Thereupon, **House Bill No. 544**, as amended, passed its third and final consideration by the following vote:

Ayes	27
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Overbey, Roberts, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--27.

A motion to reconsider was tabled.

Senate Bill No. 1836 -- Taxes, Hotel / Motel -- As introduced, authorizes Lexington, by ordinance adopted by a two-thirds vote, to levy an occupancy tax on the privilege of staying in any hotel or motel in Lexington; the ordinance to set the rate and further set forth the manner of collection and administration of the privilege tax. Amends TCA Title 67, Chapter 4, Part 14.

On motion, Senate Bill No. 1836 was made to conform with **House Bill No. 587**.

On motion, House Bill No. 587, on same subject, was substituted for Senate Bill No. 1836.

On motion of Senator Yager, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 587** passed its third and final consideration by the following vote:

Ayes	19
Noes	3
Present, not voting . . .	5

Senators voting aye were: Barnes, Berke, Burks, Crowe, Finney, Ford, Harper, Haynes, Henry, Herron, Kelsey, Ketron, Marrero, McNally, Overbey, Stewart, Woodson, Yager and Mr. Speaker Ramsey--19.

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Senators voting no were: Beavers, Campfield and Summerville--3.

Senators present and not voting were: Bell, Gresham, Johnson, Roberts and Watson--5.

A motion to reconsider was tabled.

Senate Bill No. 1959 -- Fairs -- As introduced, authorizes the Commissioner of Agriculture to appoint a qualified organization to be the sole and exclusive operator of a fair known as the "Tennessee State Fair". Amends TCA Title 4; Title 5; Title 12; Title 43 and Title 67.

Senator Yager moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 4, is amended by adding the following language as a new chapter:

4-57-101. This chapter shall be known and may be cited as the "Tennessee State Fair and Exposition Center Board Act".

4-57-102. For the purposes of this chapter unless the context otherwise requires:

(1) "Board" means the Tennessee State Fair and Expositions Board;

(2) "Fair" or "exposition" means an exhibition of agricultural, business, manufacturing, or other industries and labor, education service organizations, social and religious groups or any other events or activities consistent with the general welfare and interests of the people of the state, and includes such services as are necessary for the care and comfort or amusement of the public. Such services include rest areas, sanitary and other such comforts, and concessions for food, drink, amusements, and sale of trinkets;

(3) "Exhibition" means one (1) or more displays or demonstrations which are of educational or entertainment value to those witnessing such exhibition;

(4) "Department" means the Tennessee Department of Agriculture;

(5) "Commissioner" means the Commissioner of the Tennessee Department of Agriculture; and

(6) "Corporation" means the Tennessee State Fair.

4-57-103.

(a) There is hereby created within the Tennessee Department of Agriculture a not-for-profit corporation known as the Tennessee State Fair which shall have a board that consists of the following members appointed by

the governor: the Commissioner of Tourist Development, the Commissioner of Economic and Community Development and the Commissioner of Agriculture, or their designated representatives, who shall be ex officio members with voting rights on such board; and the chairman of the standing committee in the House of Representatives to which matters dealing with agriculture are generally referred and the chairman of the standing committee in the Senate to which matters dealing with agriculture are generally referred; and other members as the governor may appoint to carry out the purposes of the corporation. The corporation shall be registered with the secretary of state and shall be subject to the corporate laws of the State of Tennessee. All members shall serve without compensation.

(b) Terms of office shall be for six (6) years, commencing on the second day of December and ending on the first day of December.

(c) The board shall annually, during the month of December, select from among its members a chairman, a vice-chairman, who in the absence of the chairman shall carry out the chairman's duties, and a secretary, who may be a member or employee of the board, to record the minutes of its meetings and to carry out such other duties as may be assigned by the board, its chairman, or vice-chairman.

(d) All members of the board are entitled to their actual and necessary expenses incurred in the performance of their duties as such members, payable from the amount made available for such purposes for the board.

(e) The board shall hold at least one (1) regular meeting in each quarter of each calendar year which shall be open to the public and shall keep a record of its proceedings which shall be open to the public for inspection. Special meetings may be called by the chairman and shall be called by the chairman upon receipt of a written request therefor signed by two (2) or more members of the board. Written notice of the time and place of each meeting shall be sent to each member of the board. Six (6) of the voting members of the board shall constitute a quorum. Reimbursement for travel expenses shall be in accordance with the comprehensive travel regulations as promulgated by the Department of Finance and Administration.

(f) The governor may remove any appointed voting member of the board at any time for inefficiency, neglect of duty, or malfeasance in office.

4-57-104. The board is authorized and empowered to:

(1) Conduct at least one (1) fair or exposition annually, with such additional fairs, expositions, or exhibitions as the board determines are in the general public interest;

(2) Maintain and manage property held by the state for the purpose of conducting fairs, expositions, and exhibits;

(3) Enter into contracts, within the limit of funds available therefor, with local and regional associations for cooperative endeavors furthering the objectives of the board's programs;

(4) Make and sign any agreements, contracts or leases and do and perform any acts that may be necessary to carry out the purposes of this chapter;

(5) Provide notice of or copies of any proposed entertainment or sponsorship contracts to the Department of Finance and Administration;

(6) Accept gifts, contributions and bequests of unrestricted funds from individuals, foundations, corporations and other organizations or institutions for the purpose of furthering the objectives of the board's programs;

(7) Accept on behalf of the state conveyances of property for the purposes of conducting fairs, expositions, and exhibits, subject to any terms and conditions agreed to by the board;

(8) Sell or convey all or a portion of the property, land, or buildings under its management subject to the approval of the State Building Commission;

(9) Grant leases on all or any part of the property, land, or buildings under the management of the board to private or public organizations, which appear to be in the best interests of the state, with the approval of the controlling board subject to the following conditions:

(A) The lessees shall make or construct improvements on such lands or buildings at no cost to the board or to the state;

(B) No person, firm, or corporation shall cause a lien to be filed against any funds or property of the state or of the board;

(C) Leases shall be entered into subject to the sale of such property, lands, or buildings during the term of the lease; and

(D) No leases shall be made which interfere with a fair, exposition, or exhibition on such lands.

(10) Apply for tax exempt status under § 501(a) of the Internal Revenue Code as an organization described in § 501(c)(3) of the Internal Revenue Code, codified in 26 U.S.C. § 501(c)(3); and

(11) Recommend to the commissioner such rules and regulations that should be promulgated in accordance with the provisions of the Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5, in order to carry out the purposes of the board.

4-57-105.

(a) The board shall employ an executive director and such assistant managers as the board may approve.

(b) The executive director shall employ other officers, experts and employees as may be needed and shall fix their compensation within the amounts made available for such purposes.

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(c) The board may also, at its discretion, form advisory panels from qualified persons within the state to obtain their advice and counsel on matters pertaining to the state fair. Members of these panels shall serve at the will and pleasure of the board and shall receive no compensation.

4-57-106. The board may make such policies and procedures for the payment of premiums to exhibitors as it considers in the best interests of the state and consistent with the purposes of this chapter. Premiums shall be paid out of a fund established for this purpose or out of any other revenues available to the board and shall be considered a part of the costs of holding fairs, expositions, or exhibitions.

4-57-107. The board may acquire by purchase or by appropriate proceedings in the name of and on behalf of the state such real estate as it deems necessary.

4-57-108. The use of the name "Tennessee State Fair" in Tennessee to denote a fair serving the state shall only be granted by the Tennessee Department of Agriculture with the approval of the Tennessee general assembly.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Haynes moved that **Senate Bill No. 1959**, as amended, be placed on the Calendar for Wednesday, May 18, 2011, which motion prevailed.

Senate Joint Resolution No. 118 -- Constitutional Amendments -- Requests Congress to submit to the states for ratification an amendment to the U.S. Constitution prohibiting unfunded federal mandates and programs except during declared fiscal emergency.

Senate Joint Resolution No. 118 was adopted by the following vote:

Ayes	25
Noes	3
Present, not voting . . .	2

Senators voting aye were: Beavers, Bell, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Henry, Herron, Johnson, Ketron, McNally, Norris, Overbey, Roberts, Southerland, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--25.

Senators voting no were: Berke, Harper and Marrero--3.

Senators present and not voting were: Barnes and Kelsey--2.

A motion to reconsider was tabled.

Senate Bill No. 61 -- Education -- As introduced, removes annual reporting requirement of the State Board of Education on the weight of textbooks. Amends TCA Title 49.

On motion, Senate Bill No. 61 was made to conform with **House Bill No. 37**.

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On motion, House Bill No. 37, on same subject, was substituted for Senate Bill No. 61.

On motion of Senator Gresham, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 37** passed its third and final consideration by the following vote:

Ayes	31
Noes	1

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

Senator voting no was: Marrero--1.

A motion to reconsider was tabled.

Senate Bill No. 326 -- Health Care -- As introduced, enacts the Health Care Compact. Amends TCA Title 4; Title 33; Title 63; Title 68 and Title 71.

Senator Watson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting Section 1 of the bill in its entirety and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 69, Chapter 1, is amended by adding the following as a new part, to be appropriately designated:

68-1-2601. By this part, Tennessee shall become a party to the Health Care Compact in accordance with the terms of the Compact. "Compact" means the Health Care Compact.

Whereas, the separation of powers, both between the branches of the Federal government and between Federal and State authority, is essential to the preservation of individual liberty; and

Whereas, the constitution creates a Federal government of limited and enumerated powers, and reserves to the States or to the people those powers not granted to the Federal government; and

Whereas, the Federal government has enacted many laws that have preempted State laws with respect to Health Care, and placed increasing strain on State budgets, impairing other responsibilities such as education, infrastructure, and public safety; and

Whereas, the Member States seek to protect individual liberty and personal control over Health Care decisions, and believe the best method to achieve these ends is by vesting regulatory authority over Health Care in the States; and

Whereas, by acting in concert, the Member States may express and inspire confidence in the ability of each Member State to govern Health Care effectively; and

Whereas, the Member States recognize that consent of Congress may be more easily secured if the Member States collectively seek consent through an interState Compact; and

NOW, THEREFORE, the Member States hereto resolve, and by the adoption into law under their respective State constitutions of this Health Care Compact, agree, as follows:

Section 1. Definitions. As used in this Compact, unless the context clearly indicates otherwise:

(1) "Commission" means the InterState Advisory Health Care Commission.

(2) "Effective Date" means the date upon which this Compact shall become effective for purposes of the operation of State and Federal law in a Member State, which shall be the latter of:

(A) The date upon which this Compact shall be adopted under the laws of the Member State; and

(B) The date upon which this Compact receives the consent of Congress pursuant to Article I, Section 10, of the United States Constitution, after at least two Member States adopt this Compact.

(3) "Health Care" means care, services, supplies, or plans related to the health of an individual and includes, but is not limited to:

(A) Preventive, diagnostic, therapeutic, rehabilitative, maintenance, or palliative care and counseling, service, assessment, or procedure with respect to the physical or mental condition or functional status of an individual or that affects the structure or function of the body; and

(B) Sale or dispensing of a drug, device, equipment, or other item in accordance with a prescription; and

(C) An individual or group plan that provides, or pays the cost of, care, services, or supplies related to the health of an individual, except any care, services, supplies, or plans provided by the United States Department of Defense and United States Department of Veterans Affairs, or provided to Native Americans.

(4) "Member State" means a State that is signatory to this Compact and has adopted it under the laws of that State.

(5) "Member State Base Funding Level" means a number equal to the total Federal spending on Health Care in the Member State during Federal fiscal year 2010. On or before the effective date, each Member State shall determine the Member State Base Funding Level for its State, and that number shall be binding upon that Member State. The preliminary estimate of Member State Base Funding Level for the State of Tennessee is \$21,840,000,000.

(6) "Member State current year funding level" means the Member State Base Funding Level multiplied by the Member State current year population adjustment factor multiplied by the current year Inflation adjustment factor.

(7) "Member State current year population adjustment factor" means the average population of the Member State in the current year less the average population of the Member State in Federal fiscal year 2010, divided by the average population of the Member State in Federal fiscal year 2010, plus 1. Average population in a Member State shall be determined by the United States Census Bureau.

(8) "Current year inflation adjustment factor" means the Total Gross Domestic Product Deflator in the current year divided by the Total Gross Domestic Product Deflator in Federal fiscal year 2010. Total Gross Domestic Product Deflator shall be determined by the Bureau of Economic Analysis of the United States Department of Commerce.

Section 2. Pledge. The Member States shall take joint and separate action to secure the consent of the United States Congress to this Compact in order to return the authority to regulate Health Care to the Member States consistent with the goals and principles articulated in this Compact. The Member States shall improve healthcare policy within their respective jurisdictions and according to the judgment and discretion of each Member States.

Section 3. Legislative Power. The legislatures of the Member States have the primary responsibility to regulate Health Care in their respective States.

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Section 4. State Control. Each Member State, within its State, may suspend by legislation the operation of all Federal laws, rules, regulations, and orders regarding Health Care that are inconsistent with the laws and regulations adopted by the Member State pursuant to this Compact. Federal and State laws, rules, regulations, and orders regarding Health Care will remain in effect unless a Member State expressly suspends them pursuant to its authority under this Compact. For any Federal law, rule, regulation, or order that remains in effect in a Member State after the effective date, that Member State shall be responsible for the associated funding obligations in its State.

Section 5. Funding.

(a) Each Federal fiscal year, each Member State shall have the right to Federal monies up to an amount equal to its Member State current year funding level for that Federal fiscal year, funded by Congress as mandatory spending and not subject to annual appropriation, to support the exercise of Member State authority under this Compact. This funding shall not be conditional on any action of or regulation, policy, law, or rule being adopted by the Member State.

(b) By the start of each Federal fiscal year, Congress shall establish an initial Member State current year funding level for each Member State, based upon reasonable estimates. The final Member State current year funding level shall be calculated, and funding shall be reconciled by the United States Congress based upon information provided by each Member State and audited by the United States Government Accountability Office.

Section 6. InterState Advisory Health Care Commission.

(a) The InterState Advisory Health Care Commission is established. The commission consists of members appointed by each Member State through a process to be determined by each Member State. A Member State may not appoint more than two members to the commission and may withdraw membership from the commission at any time. Each commission member is entitled to one vote. The commission shall not act unless a majority of the members are present, and no action shall be binding unless approved by a majority of the commission's total membership.

(b) The commission may elect from among its membership a chairperson. The commission may adopt and publish bylaws and policies that are not inconsistent with this Compact. The commission shall meet at least once a year, and may meet more frequently.

(c) The commission may study issues of Health Care regulation that are of particular concern to the Member States. The commission may make non-binding recommendations to the Member States. The legislatures of the Member States may consider these recommendations in determining the appropriate Health Care policies in their respective States.

(d) The commission shall collect information and data to assist the Member States in their regulation of Health Care, including assessing the performance of various State Health Care programs and compiling information on the prices of Health Care. The commission shall make this information and data available to the legislatures of the Member States. Notwithstanding any other provision in this Compact, no Member State shall disclose to the commission the health information of any individual, nor shall the commission disclose the health information of any individual.

(e) The commission shall be funded by the Member States as agreed to by the Member States. The commission shall have the responsibilities and duties as may be conferred upon it by subsequent action of the respective legislatures of the Member States in accordance with the terms of this Compact.

(f) The commission shall not take any action within a Member State that contravenes any State law of that Member State.

Section 7. Congressional Consent. This Compact shall be effective on its adoption by at least two Member States and consent of the United States Congress. This Compact shall be effective unless the United States Congress, in consenting to this Compact, alters the fundamental purposes of this Compact, which are:

(a) To secure the right of the Member States to regulate health care in their respective States pursuant to this Compact and to suspend the operation of any conflicting Federal laws, rules, regulations, and orders within their States; and

(b) To secure Federal funding for Member States that choose to invoke their authority under this Compact, as prescribed by Section 5 above.

Section 8. Amendments. The Member States, by unanimous agreement, may amend this Compact from time to time without the prior consent or approval of Congress and any amendment shall be effective unless, within one year, the Congress disapproves that amendment. Any State may join this Compact after the date on which Congress consents to the Compact by adoption into law under its State constitution.

Section 9. Withdrawal; Dissolution. Any Member State may withdraw from this Compact by adopting a law to that effect, but no such withdrawal shall take effect until six months after the governor of the withdrawing Member State has given notice of the withdrawal to the other Member States. A withdrawing State shall be liable for any obligations that it may have incurred prior to the date on which its withdrawal becomes effective. This Compact shall be dissolved upon the withdrawal of all but one of the Member States.

On motion, Amendment No. 1 was adopted.

Senator Watson moved to amend as follows:

AMENDMENT NO. 2

AMEND by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 4-29-234(a), is amended by adding a new subdivision thereto, as follows:

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() Health care compact, created by § 68-1-2601;

On motion, Amendment No. 2 was adopted.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting the language "Title 69" from the directory language of Section 1 of the bill as amended by Senate Amendment # 0022 [Senate Government Operations Committee Amendment 1] and by substituting instead the language "Title 68".

On motion, Amendment No. 3 was adopted.

Senator McNally moved to amend as follows:

AMENDMENT NO. 4

AMEND by adding the following language to precede the final section and by redesignating the remaining section accordingly:

SECTION __.

(a) Except as provided in subsection (b) below, the funds necessary for the State of Tennessee to perform the duties as a member state to the Interstate Advisory Health Care Commission shall be earmarked from the administrative fees from federal monies received by the state.

(b) The State of Tennessee is authorized to decline to participate in the Interstate Advisory Health Care Commission and may pay for the costs of administering health care in the state, in lieu of administration costs of the commission, by use of the administrative fees received from federal monies.

On motion, Amendment No. 4 was adopted.

Senator Beavers moved that **Senate Bill No. 326**, as amended, be placed on the Calendar for Wednesday, May 18, 2011, which motion prevailed.

Senator Overbey moved that **Senate Bill No. 395** be placed on the Calendar for Wednesday, May 18, 2011, which motion prevailed.

Senate Bill No. 426 -- Education -- As introduced, requires schools to notify parents, by way of student handbooks or policy guidebooks, of school-associated extracurricular activities and gives parents the opportunity to prohibit their child from participating. Amends TCA Title 49, Chapter 6.

On motion, Senate Bill No. 426 was made to conform with **House Bill No. 432**.

On motion, House Bill No. 432, on same subject, was substituted for Senate Bill No. 426.

Senator Campfield moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, is amended by adding the following as a new, appropriately designated section:

49-6-__.

(a) Each school shall notify the parents or legal guardians of all clubs and organizations available to students attending such school by prominently displaying the information in the school's student handbook, or other standard or policy guidebook that contains the policies and procedures of the school and is distributed annually. The list shall include:

(1) The names of the clubs and organizations, including any abbreviations or acronyms;

(2) The mission and purpose of the clubs and organizations;
and

(3) All financial requirements associated with membership in the club or organization.

(b) No school shall permit a student to become a member or participate in any activities of a club or organization until the parent or legal guardian of that student has tendered a written communication permitting that student to join in membership or participate. In order to be valid, the written communication shall be signed and dated by the parent or legal guardian.

SECTION 2. This act shall take effect July 1, 2011, the public welfare requiring it.

On motion, Amendment No. 1 was adopted by the following vote:

Ayes 19
Noes 12

Senators voting aye were: Beavers, Bell, Campfield, Crowe, Faulk, Gresham, Johnson, Kelsey, Ketron, McNally, Norris, Roberts, Southerland, Summerville, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--19.

Senators voting no were: Barnes, Berke, Burks, Finney, Ford, Harper, Haynes, Henry, Herron, Marrero, Stewart and Tate--12.

Senator Campfield moved that **House Bill No. 432**, as amended, be placed at the heel of the Calendar for today, which motion prevailed.

Senate Bill No. 522 -- Hospitals and Healthcare Facilities -- As introduced, redefines "trauma system" to include all Level IV trauma centers. Amends TCA Title 68, Chapter 59.

On motion, Senate Bill No. 522 was made to conform with **House Bill No. 515**.

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On motion, House Bill No. 515, on same subject, was substituted for Senate Bill No. 522.

Senator Crowe moved that Amendment No. 1 be placed behind Amendment No. 3, which motion prevailed.

Senator Crowe moved that Amendment No. 2 be placed behind Amendment No. 1, which motion prevailed.

Senator Crowe moved to amend as follows:

AMENDMENT NO. 3

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 68-59-102(1), is amended by deleting the subdivision in its entirety and substituting instead the following:

(1) "Advisory council" means the Tennessee trauma care advisory council, formerly known as the trauma task force;

SECTION 2. Tennessee Code Annotated, Section 68-59-102(6), is amended by deleting the subdivision in its entirety and substituting instead the following:

(6) "Trauma center" means any Level I, Level II, Level III, or Level IV institution licensed by the department pursuant to Chapter 11, Part 2 of this title;

SECTION 3. Tennessee Code Annotated, Section 68-59-102(9), is amended by deleting the subdivision in its entirety and substituting instead the following:

(9) "Trauma system" means:

(A) All designated Level I, II, III, IV trauma centers;

(B) All designated comprehensive regional pediatric centers; and

(C) All other acute care hospitals that provide levels of treatment for trauma patients that are at least as great as the lowest level provided by a designated trauma center; and

SECTION 4. Tennessee Code Annotated, Section 68-59-103, is amended by designating the existing language as subsection (a) and by adding the following as subsection (b):

(b) The advisory council shall evaluate and recommend criteria concerning the development of the state trauma system and trauma centers.

SECTION 5. Tennessee Code Annotated, Section 68-59-105, is amended by deleting the language "funding to the trauma centers" and by substituting the language "funding to eligible hospitals within the trauma center system".

SECTION 6. This act shall take effect upon becoming a law, the public welfare requiring it.

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On motion, Amendment No. 3 was adopted.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

On motion of Senator Crowe, Amendment No. 2 was withdrawn.

Thereupon, **House Bill No. 515**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senator Overbey moved that **Senate Bill No. 910** be placed on the Calendar for Friday, May 20, 2011, which motion prevailed.

Senator Ketron moved that **Senate Bill No. 1033** be placed on the Calendar for Friday, May 20, 2011, which motion prevailed.

Senator Yager moved that **Senate Bill No. 1198** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Bell moved that **Senate Bill No. 1431** be placed on the Calendar for Wednesday, May 18, 2011, which motion prevailed.

Senate Bill No. 1539 -- Insurance, Health, Accident -- As introduced, requires that hospital and medical service corporations submit premium rates and risk classifications to Commissioner of Commerce and Insurance prior to any group policies being issued. Amends TCA Title 56.

Senator Ford declared Rule 13 on **Senate Bill No. 1539**.

Senator Norris declared Rule 13 on **Senate Bill No. 1539**.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, § 56-7-2203 (3), (8), (17), (21), (22) and (25), are amended by deleting the subdivisions in their entirety and redesignating existing subdivisions accordingly.

SECTION 2. Tennessee Code Annotated, Section 56-7-2207, is amended by deleting the section in its entirety.

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SECTION 3. Tennessee Code Annotated, Section 56-7-2208, is amended by deleting the section in its entirety.

SECTION 4. Tennessee Code Annotated, Section 56-7-2209(a)(6), is amended by deleting the subdivision in its entirety.

SECTION 5. Tennessee Code Annotated, Section 56-7-2209(b)(4), is amended by deleting the subdivision in its entirety.

SECTION 6. Tennessee Code Annotated, Section 56-7-2209, is amended by adding the following as a new subsection (c) and redesignating the remaining sections accordingly:

(c) All premium rates for a small employer carrier shall be subject to the review and approval or disapproval of the commissioner as provided for in § 56-26-102 and any regulations promulgated under the authority of that section. Section 56-26-102 and regulations shall apply to all plans subject to this section in the same manner as to accident and sickness policies subject to § 56-26-102.

SECTION 7. Tennessee Code Annotated, Section 56-7-2210, is amended by deleting the section in its entirety.

SECTION 8. Tennessee Code Annotated, Section 56-7-2211, is amended by deleting the section in its entirety.

SECTION 9. Tennessee Code Annotated, Section 56-7-2212, is amended by deleting the section in its entirety.

SECTION 10. Tennessee Code Annotated, Section 56-7-2221, is amended by deleting the section in its entirety.

SECTION 11. Tennessee Code Annotated, Section 56-26-101, is amended by adding the following as new, appropriately designated subdivisions:

() "Commissioner" means the Commissioner of the Department of Commerce and Insurance;

() "Individual market" has the same meaning given in Section 2791(e)(1)(A) of the Public Health Service Act, compiled in 42 U.S.C. § 300gg-91;

() "Small employer" has the same meaning given in Title 56, Chapter 7, Section 2203;

() "Written approval" includes an electronic approval;

SECTION 12. Tennessee Code Annotated, Section 56-26-102, is amended by deleting the section in its entirety and by substituting instead the following:

(a)(1) No policy of accident and sickness insurance for individual or small employer coverage shall be delivered or issued for delivery in this state, nor shall any endorsement, rider, certificate or application nor any initial or new

premium rates on any previously approved policy, endorsement, rider, certificate or application that becomes a part of any such policy be used in connection with the policy until a copy of the form, of the premium rates, and of the classifications of risk pertaining to the policy has been filed with and approved by the commissioner. Approval of such forms, rates, and classifications may be granted in whole or in part at the discretion of the commissioner.

(2) No approval shall be issued by the commissioner pursuant to this section unless the commissioner determines that the benefits provided in the policy are reasonable in relation to the premium charged based upon reasonable rules promulgated by the commissioner.

(3) Within thirty (30) days of receiving an insurer's filing, if the commissioner has not previously issued notice of either approval or disapproval related to the insurer's filing, either the commissioner or the insurer may initiate an informal conference between the parties to seek additional information or responsive material from the other in order to resolve any outstanding matters related to the filing. In no event shall such period of conference extend beyond sixty (60) days of the commissioner's receipt of the insurer's original filing. At a date no later than sixty (60) days from the receipt of the insurer's original filing the commissioner shall issue either a notice of approval or disapproval regarding the insurer's filing unless the insurer and the commissioner mutually agree in writing to an extension not to exceed one hundred twenty (120) days from the receipt of the insurer's original filing.

(4) No policy, endorsement, rider, certificate or application shall be issued until the filing has been approved by the commissioner as provided in this section. The commissioner shall notify, in writing, the filer if the form or rates do not comply with this chapter and are therefore disapproved, specifying the reasons for the commissioner's determination. After such notice, it is unlawful for the filer to issue the form or rates in this state.

(5) In a notice issued under subdivision (a)(4), the commissioner shall state that a hearing shall be granted upon written request by the insurer. The insurer has thirty (30) days to submit a written request for a hearing. If a hearing is requested, then such hearing shall be held within thirty (30) days of receipt by the commissioner of the written request. Any hearing conducted shall be conducted in accordance with the Tennessee Uniform Administrative Procedures Act, compiled in Title 4, Chapter 5.

(b) In accordance with regulations issued by the commissioner, medical loss ratio information shall be provided for each medical loss ratio reporting year by all accident and sickness insurers. If, pursuant to federal or state law, the accident and sickness insurer is required to provide a rebate based upon medical loss ratio requirements, the insurer shall notify the commissioner within ten (10) days of becoming aware of such rebate. The commissioner at that time shall evaluate the solvency and financial impact of such rebate. The commissioner retains the right to intervene with the Secretary of the U.S. Department of Health and Human Services on behalf of an insurer deemed to be financially unsound to request that the Secretary of the U.S. Department of Health and Human Services defer all or a portion of the rebate payments owed by the insurer.

(c) Subsequent to January 1, 2012, all filings submitted pursuant to this section shall be filed electronically; provided, however, that the commissioner may in certain circumstances, in his or her own discretion, waive the electronic filing requirement. The commissioner may designate an entity to receive the electronic filings submitted pursuant to this section.

(d) The requirements of this section shall supersede and replace all other requirements related to the filing, approval and disapproval of major medical health insurance premium rates. As used in this section, "major medical health insurance premium rates" shall include any individual or small employer coverage as offered by an issuer of accident and sickness insurance, a nonprofit hospital and medical service corporation, medical service corporation, a hospital service corporation, and a health maintenance organization. As used in this section, "major medical health insurance" shall not include any policy as described by Section 2791(c) of the "Public Health Service Act", compiled in 42 U.S.C. § 300gg-91(c). In the event that conflicts exist between this section and another provision in Title 56, this section shall govern.

(e) The provisions of this chapter are severable. If any provision of this chapter or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this chapter which can be given effect without the invalid provision or application.

SECTION 13. Tennessee Code Annotated, Section 56-27-112(4), is amended by deleting the subdivision in its entirety and by substituting instead the following:

(4) The rates charged are fair, reasonable, adequate and not unfairly discriminatory, and the benefits to be provided are fair, reasonable and not unfairly discriminatory. The rates may differ between subscribers in recognized groups and subscribers not in groups, all subject to the review and approval or disapproval of the commissioner as provided in § 56-26-102 and § 56-26-202 and any rules promulgated under that section. Section 56-26-102 and § 56-26-202 and related rules shall apply to all medical service plans in the same manner as to accident and sickness policies subject to § 56-26-102 and § 56-26-202;

SECTION 14. Tennessee Code Annotated, Section 56-26-202, is amended by deleting subsection (a) in its entirety and substituting instead the following:

(a) Except as otherwise required by § 56-2-102, no policy of group accident and sickness insurance shall be delivered or issued for delivery in this state, unless the policy form and rates have been filed with and approved by the commissioner; provided, that in the case of experience-rated group insurance, premium rates and classifications of risk need not be filed, but shall be maintained by the insurance company and made available for review by the commissioner upon the commissioner's request; nor shall any such policy, endorsement, rider or application be issued until the earlier of the expiration of thirty (30) days after the form or rates have been filed or the commissioner giving his or her written approval. The commissioner is authorized to promulgate rules necessary to implement the standards set out in this subsection (a).

SECTION 15. Tennessee Code Annotated, Section 56-28-106(4), is amended by deleting the subdivision in its entirety and by substituting instead the following language:

(4) The rates charged and benefits to be provided are to be fair, reasonable and not unfairly discriminatory. Rates may differ between subscribers in recognized groups and subscribers not in groups, all subject as above to the review and approval or disapproval of the commissioner as provided in § 56-26-102 and § 56-26-202 and any rules promulgated under that section. Section 56-26-102 and § 56-26-202 and related rules shall apply to all hospital service plans in the same manner as to accident and sickness policies subject to § 56-26-102 and § 56-26-202.

SECTION 16. Tennessee Code Annotated, Section 56-29-116, is amended by deleting the section in its entirety.

SECTION 17. Tennessee Code Annotated, Section 56-29-117, is amended by deleting the section in its entirety and substituting instead the following:

The corporation shall submit to the commissioner specimen copies of each different type of subscriber's contract and a schedule of rates applicable to the subscriber's contract that it proposes to issue in this state. The commissioner shall approve or disapprove a contract as provided for in § 56-26-102 and § 56-26-202 and any regulations promulgated under the authority of that section. Section 56-26-102 and § 56-26-202 and related regulations shall apply to all medical service plans in the same manner as to the accident and sickness policies subject to § 56-26-102 and § 56-26-202.

SECTION 18. Tennessee Code Annotated, Section 56-32-107(a)(4), is amended by adding the following language as a new sentence between the first and second sentences in the subdivision:

Specifically, with respect to premiums charged, § 56-26-102 and § 56-26-202 and rules promulgated under that section shall apply.

SECTION 19. Tennessee Code Annotated, Section 56-32-107(c), is amended by deleting the third, fourth and fifth sentences in their entirety.

SECTION 20. Tennessee Code Annotated, Section 56-32-107(c), is amended by adding the following language as the last sentence in the section:

The commissioner, if disapproving the filing, shall notify the filer. In the notice of disapproval, the commissioner shall specify the reasons for the disapproval. The commissioner's approval or disapproval of a filing shall otherwise occur in accordance with the standards established by § 56-26-102 and § 56-26-202 and the related rules.

SECTION 21. For the purpose of promulgating rules and regulations, this act shall take effect upon becoming a law, the public welfare requiring it. For all other purposes, this act shall take effect July 1, 2011, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Senator Johnson moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting the language "§ 56-2-102" in subsection (a) in Section 14 and substituting instead the language "§ 56-26-102".

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AND FURTHER AMEND by deleting the language "to all medical service plans" in Section 17 and substituting instead "to all hospital and medical service plans".

On motion, Amendment No. 2 was adopted.

Thereupon, **Senate Bill No. 1539**, as amended, passed its third and final consideration by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Senator Ketron moved that **Senate Bill No. 1745** be placed on the Calendar for Thursday, May 19, 2011, which motion prevailed.

Senate Bill No. 1962 -- Commerce and Insurance, Dept. of -- As introduced, requires the commissioner to provide a program to ensure that electrical inspection services are available throughout the state on a regional basis so that timely inspections shall be completed within three days. Amends TCA Title 68.

Senator Ford declared Rule 13 on **Senate Bill No. 1962**.

On motion, Senate Bill No. 1962 was made to conform with **House Bill No. 1713**.

On motion, House Bill No. 1713, on same subject, was substituted for Senate Bill No. 1962.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1713** passed its third and final consideration by the following vote:

Ayes	30
Noes	2

Senators voting aye were: Barnes, Beavers, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

Senators voting no were: Bell and Summerville--2.

A motion to reconsider was tabled.

Senate Bill No. 2077 -- Highway Signs -- As introduced, expresses intent to name appropriate bridge in Franklin County in honor of the late D. Alex Stephens.

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On motion, Senate Bill No. 2077 was made to conform with **House Bill No. 2116**.

On motion, House Bill No. 2116, on same subject, was substituted for Senate Bill No. 2077.

Senator Tracy moved to amend as follows:

AMENDMENT NO. 1

AMEND by deleting in its entirety Section 1 of the printed bill in its entirety and by substituting instead the following:

SECTION 1. Notwithstanding any provision of law to the contrary, it is the intent of this general assembly to name bridge id number 26SR0500007 on Lynchburg Highway where it crosses Dry Creek in Franklin County to honor the memory of D. Alex Stephens, a valiant soldier who gave his life in the line of duty while serving in Afghanistan.

AND FURTHER AMEND by deleting in its entirety Section 2 of the printed bill and by renumbering the subsequent sections accordingly.

On motion, Amendment No. 1 was adopted.

Senator Stewart moved to amend as follows:

AMENDMENT NO. 2

AMEND by deleting from Section 1 of the bill as amended by Senate Amendment 1 (drafting code 00658561) the language "D. Alex Stephens" and by substituting instead the language "Sergeant David Alex Stephens".

AND FURTHER AMEND by deleting from Section 3 of the introduced bill the language "D. Alex Stephens Memorial Bridge" and by substituting instead the language "Sgt. David Alex Stephens Memorial Bridge".

Pursuant to Rule 39(3), Amendment No. 2 was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

Thereupon, **House Bill No. 2116**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero,

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McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

FURTHER ACTION ON HOUSE BILL NO. 242, AS AMENDED

On motion of Senator Watson, Amendment No. 3 was withdrawn.

Senator Watson moved to amend as follows:

AMENDMENT NO. 4

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 4-29-231(a), is amended by deleting subdivision (9) in its entirety.

SECTION 2. Tennessee Code Annotated, Section 4-29-232(a), is amended by adding a new subdivision thereto, as follows:

() Board of examiners for architects and engineers, created by § 62-2-201;

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 4 was adopted.

Thereupon, **House Bill No. 242**, as amended, passed its third and final consideration by the following vote:

Ayes	32
Noes	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

FURTHER ACTION ON HOUSE BILL NO. 432, AS AMENDED

Senator Campfield moved that **House Bill No. 432**, as amended, be rereferred to the Committee on Education, which motion prevailed.

MOTION

Senator Gresham moved that Rule 83(8) be suspended for the purpose of placing **House Bill No. 432** on the calendar for the Committee on Education for Wednesday, May 18, 2011, which motion prevailed.

MESSAGE CALENDAR

Senator Yager moved that **Senate Bill No. 1258** be placed at the heel of the Message Calendar for today, which motion prevailed.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1265 -- Criminal Offenses -- As introduced, expands the definition of child endangerment to include exposing a child to initiation of the manufacture of methamphetamine. Amends TCA Title 39 and Title 40.

HOUSE AMENDMENT NO. 4

AMEND by adding the following new section immediately preceding the first section and by renumbering the subsequent sections accordingly:

SECTION _____. This act shall be known and may be cited as the "I Hate Meth Act".

Senator Beavers moved that the Senate concur in House Amendment No. 4 to **Senate Bill No. 1265**, which motion prevailed by the following vote:

Ayes	30
Noes	0

Senators voting aye were: Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1710 -- Public Contracts -- As introduced, delays the implementation of last year's bill concerning the procurement commission and related topics; makes substantive changes in certain parts of last year's bill. Amends TCA Title 4, Chapter 56; Title 12, Chapter 3; Title 12, Chapter 4; Title 12, Chapter 2; Title 41, Chapter 22, Part 4; Title 71, Chapter 4, Part 7 and Chapter 1098 of the Public Acts of 2010.

HOUSE AMENDMENT NO. 2

AMEND by deleting the language "Public Acts of 2011" in Section 5 and by substituting instead the language "Public Acts of 2010".

Senator Ketron moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 1710**, which motion prevailed by the following vote:

Ayes	30
Noes	0

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Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Woodson and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1936 -- Tobacco, Tobacco Products -- As introduced, authorizes counties and cities to prohibit, by ordinance, smoking outside of hospitals or in the public areas immediately outside of a hospital building and its entrances, including public sidewalks. Amends TCA Title 39 and Title 68.

HOUSE AMENDMENT NO. 1

AMEND by designating the existing language in Section 1(b) as (b)(1) and adding the following as a new subdivision:

(2) Any regulation or ordinance that is passed or adopted by a local government pursuant to the authority granted by this subsection (b) may prohibit smoking by a distance of up to fifty (50) feet from a hospital's entrance unless the application of a fifty (50) foot limit would place hospital patients in a potentially unsafe condition. In which case the fifty (50) foot limit shall be extended to such distance as is necessary to ensure patient safety as determined by the local government's legislative body in consultation with representatives of any hospitals that are subject to the regulation or ordinance.

Senator McNally moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 1936**, which motion prevailed by the following vote:

Ayes	29
Noes	0
Present, not voting . . .	1

Senators voting aye were: Barnes, Beavers, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--29.

Senator present and not voting was: Summerville--1.

A motion to reconsider was tabled.

Senator Beavers moved that **House Bill No. 546** be placed on the Message Calendar for Thursday, May 19, 2011, which motion prevailed.

Senator Yager moved that **Senate Bill No. 1258** be placed on the Message Calendar for Wednesday, May 18, 2011, which motion prevailed.

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MOTION

Senator McNally moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 2114 and 2117** on the calendar for the Committee on Finance, Ways and Means for Wednesday, May 18, 2011, which motion prevailed.

MOTION

Senator McNally moved that Rule 37 be suspended for the purpose of allowing any bills passed out of the Committee on Finance, Ways and Means on Tuesday, May 17, 2011 to be placed on the calendar for Thursday, May 19, 2011, which motion prevailed.

MOTION

Senator Beavers moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 109 and 1798; Senate Joint Resolution No. 224; and Senate Resolution No. 45** on the calendar for the Committee on Judiciary for Tuesday, May 17, 2011, which motion prevailed.

NOTICE

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1471, substituted for House Bill on same subject, amended, and passed by the House.

JOE MCCORD,
Chief Clerk.

MOTION

On motion of Senators Marrero, Barnes, Harper and Ford, their names were added as sponsors of **Senate Bill No. 65**.

On motion of Senator Burks, her name was added as sponsor of **Senate Bills Nos. 254, 403, 754, 1270 and 1959; and House Joint Resolution No. 400**.

On motion of Senator Barnes, his name was added as sponsor of **Senate Bills Nos. 469 and 2117**.

On motion of Senator Haynes, his name was added as sponsor of **Senate Bill No. 706**.

On motion of Senators Faulk, Marrero, Harper, Summerville, Burks, Ketron and Ford, their names were added as sponsors of **Senate Bill No. 1150**.

On motion of Senator Norris, his name was added as sponsor of **Senate Bill No. 1265**.

On motion of Senators Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Bill No. 2077**.

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On motion of Senators Gresham, Johnson, Campfield, Bell, Southerland, Roberts, Crowe, Tracy, Yager, Ketron, Summerville and Beavers, their names were added as sponsors of **Senate Joint Resolution No. 118**.

On motion of Senators Beavers, Stewart and McNally; Mr. Speaker Ramsey; and Senators Tracy, Southerland, Watson, Crowe, Yager, Gresham, Ketron, Bell, Campfield, Summerville, Faulk, Norris, Woodson, Overbey and Roberts, their names were added as sponsors of **Senate Joint Resolution No. 221**.

On motion of Senators Henry, Beavers, Faulk, Kelsey and Herron, their names were added as sponsors of **Senate Joint Resolution No. 331**.

On motion of Senator Herron, his name was added as sponsor of **Senate Joint Resolution No. 336**.

On motion of Senator Ford, her name was added as sponsor of **Senate Joint Resolutions Nos. 341, 342 and 343; and House Joint Resolutions Nos. 401, 403, 404, 405 and 406**.

On motion of Senators Finney, Ford, Kelsey, Marrero, Norris, Tate, Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Gresham, Harper, Haynes, Henry, Herron, Johnson, Ketron, McNally, Overbey, Roberts, Southerland, Stewart, Summerville, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 419**.

On motion of Senators Haynes, Harper, Henry, Johnson, Barnes, Beavers, Bell, Berke, Burks, Campfield, Crowe, Faulk, Finney, Ford, Gresham, Herron, Kelsey, Ketron, Marrero, McNally, Norris, Overbey, Roberts, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **House Joint Resolution No. 129**.

On motion of Senator Roberts, his name was added as sponsor of **House Joint Resolution No. 394**.

On motion of Senators Berke and Barnes, their names were added as sponsors of **House Joint Resolution No. 396**.

On motion of Senators Ketron and Burks, their names were added as sponsors of **House Joint Resolution No. 399**.

ENGROSSED BILLS

May 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 65, 170, 206, 1262, 1334, 1539 and 1788; and Senate Joint Resolutions Nos. 118, 315, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342 and 343; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

ENGROSSED BILLS

May 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolution No. 419, and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 492, 493, 1268 and 1336; passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 865, 869 and 1295; passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 1946, passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 53, 397, 398, 439, 441, 443, 445, 446 and 447; adopted, for the Senate's action.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 469, adopted, for the Senate's action.

JOE MCCORD,
Chief Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 88, 102, 307, 710, 1065, 1086 and 1483; substituted for House Bills on same subjects and passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 449, substituted for House Bill on same subject and passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 703 and 1262, substituted for House Bills on same subjects and passed by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 122, 226, 276 and 308; concurred in by the House.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 419, concurred in by the House.

JOE MCCORD,
Chief Clerk.

ENROLLED BILLS

May 17, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 88, 102, 307, 449, 703, 710, 1065, 1086, 1262, 1265, 1483, 1710 and 1936; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

ENROLLED BILLS

May 17, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 122, 226 and 276; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

ENROLLED BILLS

May 17, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolution No. 419, and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 140, 386, 808, 954, 1076, 1114, 1632, 1778 and 2131; for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 17, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 37, 151, 245, 583, 587, 625, 693, 696, 715, 860, 1267, 1329, 1332, 1586, 1713, 1755, 1858, 1924 and 1946; for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 17, 2011

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 129, 394, 395, 396, 399, 400, 401, 402, 403, 404, 405 and 406; for the signature of the Speaker.

JOE MCCORD,
Chief Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

SIGNED

May 16, 2011

The Speaker announced that he had signed the following: Senate Bills Nos. 219, 220 and 741.

SIGNED

May 16, 2011

The Speaker announced that he had signed the following: House Bills Nos. 140, 386, 808, 954, 1076, 1114, 1632, 1778 and 2131.

SIGNED

May 17, 2011

The Speaker announced that he had signed the following: Senate Bills Nos. 88, 102, 307, 449, 703, 710, 1065, 1086, 1262, 1265, 1483, 1710 and 1936.

SIGNED

May 17, 2011

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 122, 226 and 276.

SIGNED

May 17, 2011

The Speaker announced that he had signed the following: Senate Joint Resolution No. 419.

SIGNED

May 17, 2011

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 129, 394, 395, 396, 399, 400, 401, 402, 403, 404, 405 and 406.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 219, 220 and 741; signed by the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 16, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 572, 714 and 1582; signed by the Speaker.

JOE MCCORD,
Chief Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

May 17, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 122, 226 and 276; signed by the Speaker.

JOE MCCORD,
Chief Clerk.

MESSAGE FROM THE HOUSE

May 17, 2011

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 419, signed by the Speaker.

JOE MCCORD,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

May 16, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 572, 714 and 1582; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

May 17, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 219, 220 and 741; and Senate Joint Resolution No. 419; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

REPORT OF CHIEF ENGROSSING CLERK

May 17, 2011

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 122, 226 and 276; for his action.

M. SCOTT SLOAN,
Chief Engrossing Clerk.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

MESSAGE FROM THE GOVERNOR

May 16, 2011

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 296, 297, 298, 299, 300, 301, 305, 306 and 307; with his approval.

HERBERT H. SLATERY III,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

May 17, 2011

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 523, with his approval.

HERBERT H. SLATERY III,
Counsel to the Governor.

MESSAGE FROM THE GOVERNOR

May 17, 2011

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 419, with his approval.

HERBERT H. SLATERY III,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, May 18, 2011: Senate Joint Resolutions Nos. 330, 344, 345, 346, 347, 348, 349, 350, 351 and 355; and House Joint Resolutions Nos. 407, 408, 409, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 426, 435 and 436.

This the 16th day of May, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
LOCAL BILL
CONSENT CALENDAR**

Pursuant to Rule 26, the following bill has been set on the Consent Calendar for Wednesday, May 18, 2011: Senate Bills Nos. 2107 and 2108.

This the 17th day of May, 2011.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, May 18, 2011: Senate Bills Nos. 55, 165, 214, 419, 1205, 557, 558, 604, 775, 852, 1004, 1025, 1165, 1646, 1659, 1776, 1851, 1852, 1933, 1942, 230, 520, 783, 803, 923, 1215, 1468, 1845 and 49.

This the 16th day of May, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Wednesday, May 18, 2011: Senate Bill No. 1258.

This the 16 day of May, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, May 19, 2011: Senate Joint Resolutions Nos. 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368 and 369; Senate Resolution No. 48; and House Joint Resolutions Nos. 428, 429, 430, 431, 432, 434, 437, 440 and 444.

This the 17th day of May, 2011.
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, May 19, 2011: Senate Bills Nos. 802 and 1380; and Senate Joint Resolution No. 224.

This the 17th day of May, 2011.
MIKE FAULK, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, May 19, 2011: Senate Bills Nos. 109, 312, 372, 387, 389, 424, 544, 1234, 1269, 1299, 1400, 1456, 2042, 1284, 1521 and 1745; and House Bill No. 1120.

This the 17th day of May, 2011.
MIKE FAULK, Chairperson.

MONDAY, MAY 16, 2011 -- 35TH LEGISLATIVE DAY

**REPORT OF COMMITTEE ON CALENDAR
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bill and it has been set on the Message Calendar for Thursday, May 19, 2011: Senate Bill No. 16.

This the 17th day of May, 2011.
MIKE FAULK, Chairperson.

ADJOURNMENT

Senator Norris moved the Senate adjourn until 8:30 a.m., Wednesday, May 18, 2011, which motion prevailed.